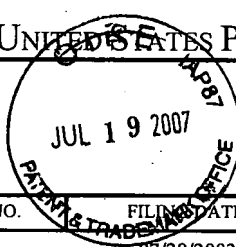




# UNITED STATES PATENT AND TRADEMARK OFFICE



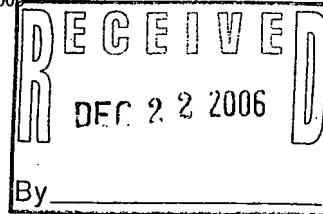
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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 10/630,375      | 07/29/2003  | Michel Schneider     | BR029-US-02         | 8951             |

7590

12/04/2006

Bracco Research USA  
305 College Road East  
Princeton, NJ 08540



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|----------|
| EXAMINER |
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EBRAHIM, NABILA G

|          |              |
|----------|--------------|
| ART UNIT | PAPER NUMBER |
|----------|--------------|

1618

DATE MAILED: 12/04/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

EXHIBIT "A"

USPTO

JUL 19 2007

USPTO

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PAGE

1-001

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Auto-reply

609 514 2446 COMPANY:

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Received  
Cover  
Page

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01/04/2007

15:32

BRACCO RESEARCH USA INC - 915712738320

NO.164 0001

Attorney Docket No. BR029-US-02

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Schneider et al.

Examiner: Ebrahim, N.

Serial No.: 10/630,375

Art Unit: 1618

Filing Date: July 29, 2003

For: RECONSTITUTABLE FORMULATION AND AQUEOUS SUSPENSION OF GAS-FILLED MICROVESICLES FOR DIAGNOSTIC IMAGING

#### Certificate of Mailing and/or Transmission Under 37 C.F.R. § 1.8(a)(1)(i)(v)(vi)

I hereby certify that the following correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop: Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or being facsimile transmitted to the USPTO (571) 273-8300 on the date indicated below:

1. Certificate of Transmission transmittal: 1pg;
2. Response to 12/04/06 Notice of Non-Compliant Amendment: 4pgs; and
3. Copy of 12/04/06 Notice of Non-Compliant Amendment: 2pgs

Date: January 4, 2007

Signature:

Pamela Gwartz

Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith are the following documents:

- Certificate of Transmission
- Response to Notice of Non-Compliant Amendment

This submission is in response to the Notice mailed December 4, 2006. The time period for response expires on January 4, 2007. As this response is being submitted via facsimile on January 4, 2007, this Response is considered to be timely filed.

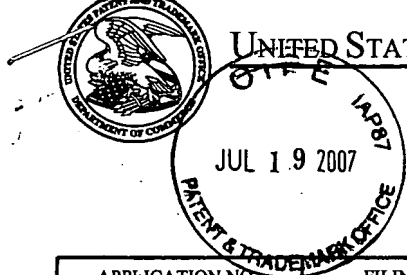
Respectfully submitted,

Dated: January 4, 2007

By:

M. Caragh Noone, Reg. No. 37,197  
BRACCO RESEARCH USA Inc.  
305 College Road East  
Princeton, NJ 08540  
(609) 514-2454 (phone)  
(609) 514-2446 (fax)

EXHIBIT "B"



# UNITED STATES PATENT AND TRADEMARK OFFICE

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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
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7590  
Bracco Research USA  
305 College Road East  
Princeton, NJ 08540

07/09/2007

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| EXAMINER |
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EBRAHIM, NABILA G

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| ART UNIT | PAPER NUMBER |
|----------|--------------|

1618

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| MAIL DATE | DELIVERY MODE |
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07/09/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

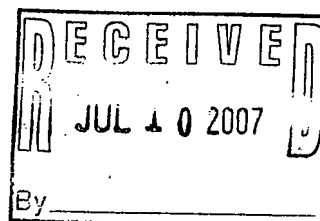


EXHIBIT "C"



10/630,375

**Failure to Acceptably Respond to  
Notice of Non-Compliant Amendment (37 CFR 1.121)  
No New Time Period for Reply is Provided**

The amendment document filed on 11/4/07 fails to provide the corrective action required by the prior Notice of Non-Compliant Amendment (37 CFR 1.121) mailed on 12/1/06. The amendment, including both the originally filed amendment and the amendment filed in response to the prior notice, is still considered to be non-compliant under 37 CFR 1.121. In order for the amendment document to be compliant, correction of the item(s) listed below is required. **Only the corrected section of the non-compliant amendment document must be resubmitted (in its entirety), e.g., the entire "Amendments to the claims" section of applicant's amendment document must be re-submitted.** 37 CFR 1.121(h).

The period for reply continues to run from the mailing date of the prior Notice of Non-Compliant Amendment. The corrections listed below must be timely filed to avoid abandonment of the application. No new time period for reply is provided in this communication. See the Manual of Patent Examining Procedure (MPEP) § 714.03.

If the period for reply set forth in the prior Notice of Non-Compliant Amendment has expired, this application will become abandoned unless applicant: (1) corrects the deficiency, and (2) obtains an extension of time under 37 CFR 1.136(a). In no case may an applicant reply outside the ~~SIX (6) MONTH~~ statutory period or obtain an extension for more than FIVE (5) MONTHS beyond the date for reply set forth in the prior Notice of Non-Compliant Amendment (37 CFR 1.121).

THE FOLLOWING CHECKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- ☐ 1. Amendments to the specification:
- ☐ A. Amended paragraph(s) do not include markings.
  - ☐ B. New paragraph(s) should not be underlined.
  - ☐ C. Other:
- ☐ 2. Abstract:
- ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
  - ☐ B. Other:
- ☐ 3. Amendments to the drawings:
- ☐ A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d).
  - ☐ B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.
  - ☐ C. Other:
- ☒ 4. Amendments to the claims:
- ☒ A. A complete listing of all of the claims is not present.
  - ☐ B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
  - ☐ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following 7 status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).
  - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
  - ☐ E. Other:

Brenda Gray  
Supervisory Legal Instruments Examiner (SLIE)

571-272-0528  
Telephone No.